

THE HONORABLE ROSANNA
MALOUF PETERSON

Michael J. Bronson (Pro Hac Vice)
Patrick M. Hagan (Pro Hac Vice)
Laurie A. Witek (Pro Hac Vice)
Michael J. Ferrara (Pro Hac Vice)
DINSMORE & SHOHL LLP
255 East Fifth Street, Suite 1900
Cincinnati, OH 45202
Ph: (513) 977-8200
Fx: (513) 977-8141

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
AT RICHLAND

) No. 4:19-cv-05021

DECLARATION OF PATRICK M. HAGAN
IN SUPPORT OF DEFENDANTS'
MOTIONS TO DISMISS - 1

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4200
P.O. BOX 91302
SEATTLE, WA 98111-9402
206.223.7000 FAX: 206.223.7107

1 I, Patrick M. Hagan, declare as follows:

2 1. I am an attorney at the law firm of Dinsmore & Shohl, LLP licensed
3 to practice in the State of Ohio. I am admitted Pro Hac Vice in the United States
4 District Court for the Eastern District of Washington, and I am one of attorneys
5 for Defendants Lockheed Martin Services, Inc., and Lockheed Martin
6 Corporation.

7 2. I have personal knowledge of the matters stated in this declaration.
8 If called as a witness to testify to these statements, I could and would competently
9 and honestly testify to their substance.

10 3. A true and correct copy of the 2009 Management Incentive
11 Compensation Plan ("MICP") A, filed publicly with the Security and Exchange
12 Commission ("SEC"), is attached hereto as **EXHIBIT A**. The document is
13 publicly accessible on the SEC's website and is available at
14 [https://www.sec.gov/Archives/edgar/data/936468/000119312509038670/dex10](https://www.sec.gov/Archives/edgar/data/936468/000119312509038670/dex1015.htm)
15 [15.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312509038670/dex1015.htm). I last accessed this link on April 19, 2019.

16 4. A true and correct copy of the 2009 MICP Plan B, filed publicly
17 with the SEC, is attached hereto as **EXHIBIT B**. The document is publicly
18 accessible on the SEC's website and is available at
19 [https://www.sec.gov/Archives/edgar/data/936468/000119312509153203/dex10.](https://www.sec.gov/Archives/edgar/data/936468/000119312509153203/dex10.htm)
20 [htm](https://www.sec.gov/Archives/edgar/data/936468/000119312509153203/dex10.htm). I last accessed this link on April 19, 2019.

21 5. A true and correct copy of the 2010 MICP Plan, filed publicly with
22 the SEC, is attached hereto as **EXHIBIT C**. The document is publicly accessible
23 on the SEC's website and is available at
24 [https://www.sec.gov/Archives/edgar/data/936468/000119312510017229/dex99](https://www.sec.gov/Archives/edgar/data/936468/000119312510017229/dex991.htm)
25 [1.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312510017229/dex991.htm). I last accessed this link on April 19, 2019.

26 6. A true and correct copy of the 2011 MICP Plan, filed publicly with

DECLARATION OF PATRICK M. HAGAN
IN SUPPORT OF DEFENDANTS'
MOTIONS TO DISMISS - 2

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4200
P.O. BOX 91302
SEATTLE, WA 98111-9402
206.223.7000 FAX: 206.223.7107

1 the SEC, is attached hereto as **EXHIBIT D**. The document is publicly accessible
2 on the SEC's website and is available at
3 [https://www.sec.gov/Archives/edgar/data/936468/000119312511022096/dex99](https://www.sec.gov/Archives/edgar/data/936468/000119312511022096/dex991.htm)
4 [1.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312511022096/dex991.htm). I last accessed this link on April 19, 2019.

5 7. A true and correct copy of the 2013 MICP Plan, filed publicly with
6 the SEC, is attached hereto as **EXHIBIT E**. The document is publicly accessible
7 on the SEC's website and is available at
8 [https://www.sec.gov/Archives/edgar/data/936468/000119312513026251/d4739](https://www.sec.gov/Archives/edgar/data/936468/000119312513026251/d473930dex102.htm)
9 [30dex102.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312513026251/d473930dex102.htm). I last accessed this link on April 19, 2019.

10 8. A true and correct copy of the 2014 MICP Plan, filed publicly with
11 the SEC, is attached hereto as **EXHIBIT F**. The document is publicly accessible
12 on the SEC's website and is available at
13 [https://www.sec.gov/Archives/edgar/data/936468/000119312514024241/d6586](https://www.sec.gov/Archives/edgar/data/936468/000119312514024241/d658624dex101.htm)
14 [24dex101.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312514024241/d658624dex101.htm). I last accessed this link on April 19, 2019.

15 9. A true and correct copy of the 2015 MICP Plan, filed publicly with
16 the SEC, is attached hereto as **EXHIBIT G**. The document is publicly accessible
17 on the SEC's website and is available at
18 [https://www.sec.gov/Archives/edgar/data/936468/000119312515141818/d8877](https://www.sec.gov/Archives/edgar/data/936468/000119312515141818/d887742dex101.htm)
19 [42dex101.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312515141818/d887742dex101.htm). I last accessed this link on April 19, 2019.

20 10. A true and correct copy of the 2016 MICP Plan, filed publicly with
21 the SEC is attached hereto as **EXHIBIT H**. The document is publicly accessible
22 on the SEC's website and is available at
23 [https://www.sec.gov/Archives/edgar/data/936468/000119312516447743/d1297](https://www.sec.gov/Archives/edgar/data/936468/000119312516447743/d129701dex101.htm)
24 [01dex101.htm](https://www.sec.gov/Archives/edgar/data/936468/000119312516447743/d129701dex101.htm). I last accessed this link on April 19, 2019.

1 I make this declaration under penalty of perjury under the laws of the
2 United States of America. Executed this 23rd day of April, 2019.

3
4 By: /s/ Patrick M. Hagan
Patrick M. Hagan
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DECLARATION OF PATRICK M. HAGAN
IN SUPPORT OF DEFENDANTS'
MOTIONS TO DISMISS - 4

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4200
P.O. BOX 91302
SEATTLE, WA 98111-9402
206.223.7000 FAX: 206.223.7107

1 **CERTIFICATE OF SERVICE**

2 I certify that on the date listed below, I electronically filed the foregoing
3 with the Clerk of the Court using the CM/ECF System, which in turn
4 automatically generated a Notice of Electronic Filing (NEF) to all parties in the
5 case who are registered users of the CM/ECF system. The NEF for the foregoing
6 specifically identifies recipients of electronic notice.

7 Executed this 23rd day of April, 2019, at Seattle, Washington.

8
9 s/Patti Lane

10 Patti Lane, Legal Assistant
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DECLARATION OF PATRICK M. HAGAN
IN SUPPORT OF DEFENDANTS'
MOTIONS TO DISMISS - 5

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4200
P.O. BOX 91302
SEATTLE, WA 98111-9402
206.223.7000 FAX: 206.223.7107